

CODED FIELDS:

BEGDOC: GOO001-00507535

ENDDOC: GOO001-00507540

BEGATTACH: GOO001-00507535

ENDATTACH: GOO001-00507540

RECORDTYPE: E-File

CUSTODIAN: Dunton_(Maryrose)-GOONDCE000001612

DATASETID: GOONDCE000001612

MASTER_DATE: 02/28/2006

SENTON_DATE_TIME:

CREATE_DATE_TIME: 02/28/2006:07:51:49

LASTMOD_DATE_TIME: 02/28/2006:07:51:49

RECEIVED_DATE_TIME:

PARENTFOLDER: HAL-SB-0207\1 Customer\Macintosh HD\Users\maryrose\Library\Application Support\Adium 2.0\Users\Default\Logs\AIM.maryrosedunton\tunawarrior-GOONDCE000001612

AUTHOR:

TO:

CC:

BCC:

SUBJECT_TITLE: tunawarrior (2006-02-27).html

ORIGINALSOURCE:

NATIVEPATH:

FILEEXT: html

FILENAME: tunawarrior (2006-02-27).html-GOONDCE000001612

FILESIZE: 24265

MD5HASH: e38111c769642284cc539cd2fe3acff6

DATE: 8.22.07

EXHIBIT# 5

DEPONENT:

DUNTON, MARYROSE

CASE: Viacom, et al., v. YouTube, et al., The Football Association Premier League, et al., v. YouTube, et al., Case Nos. 07-CV-2203 and 07-CV-3582

A. Ignacio Howard, CLR, RPR, CSR No. 9830

HIGHLY CONFIDENTIAL

1

GOO001-00507535-GOO001-00507540

hah. god, I still keep 1/2 expecting
us to hit a ceiling...to plateau - but it doesn't
seem like it's going to happen

12:21:37 AM tunawarrior:

i have been thinking a little differently
about it. i was thinking, maybe we're doing
so well on all the rankings and registrations is that we may
be fundamentally different from all these other
websites, as in.

12:21:46 AM tunawarrior:

we don't really provide a service
like ebay/google/craigslist

12:22:18 AM tunawarrior:

but we're the first mass entertainment
thing accessible through the internet.
uhm, like we're some kind of convergence thing between tv/internet.

12:22:53 AM maryrosedunton:

yup. I spent like an two hours today
just zoned out watching videos

12:23:05 AM tunawarrior:

dude, watch your email in about 2
minutes

12:23:07 AM tunawarrior:

these numbers are amazing

12:23:08 AM tunawarrior:

today

12:23:14 AM maryrosedunton:

hah...cool.

12:24:13 AM maryrosedunton:

oh, I totally agree on the convergence
thing - it sounds sort of dorky, but I really
do think we're revolutionizing entertainment

12:24:39 AM maryrosedunton:

I run into more and more random people
who are huge fans of ours

12:24:51 AM tunawarrior:

oh, exactly. re: revolutionizing
entertainment

12:25:04 AM tunawarrior:

haha, it does sound dorky but i think
it has just been over-used by other
companies who have attempted to do it.

12:26:20 AM maryrosedunton:

ya, totally. oh man, powers was telling
me about all this cool collaborative
filtering/recommendations stuff he built for slide - and it's
never been used. max doesn't think that's the right
direction for the product or something.

12:26:40 AM tunawarrior:

right, i was sort of thinking. like
while it's awesome that we're kicking ass on
alexa and we're rising on the charts.

12:26:54 AM maryrosedunton:

hah

12:26:59 AM tunawarrior:

but i think we're bigger than the internet, that we should be comparing ourselves to, say, abc/fox/whatever.

12:27:00 AM maryrosedunton:

I like the steve mike thing you put in there

12:27:40 AM maryrosedunton:

f-ing a. look at the numbers from 2/1 to now

12:27:52 AM tunawarrior:

ya

12:27:55 AM tunawarrior:

like a 150% increase

12:27:59 AM tunawarrior:

and!!

12:28:06 AM tunawarrior:

the thing is, still, a ton of people have never heard of us.

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if we can keep up the scaling and make some revenue

12:28:44 AM maryrosedunton:

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who wouldn't use us? potentially better entertainment than cable and you don't have to pay for it, you can talk to other users about it, you can create your own channels, so on so on.

12:29:29 AM maryrosedunton:

yup. registrations doubled this month, but I still feel like we're lacking there

12:29:51 AM tunawarrior:

hahaha. it's a little funny, being in the product side of youtube, isn't it?

12:29:59 AM tunawarrior:

it's like, you have to look at these charts and numbers and see where we can improve

12:30:03 AM tunawarrior:

when this is like unprecedented growth

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for any company

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12:38:55 AM maryrosedunton:

hah. shit. never mind

12:39:12 AM tunawarrior:

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12:39:21 AM tunawarrior:

maryrose, you're fired.

12:39:43 AM maryrosedunton:

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yes, sticking to our in-house 1 strike
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love the guy to death, but rules
are rules.

tunawarrior disconnected (1:41:46 AM)

11:51:48 PM tunawarrior:

<http://www.apple.com/downloads/dashboard/>

**The following is a true and correct copy of this
instant message conversation as produced by Defendants.**

<pre class="message">haha</pre></div>
 <div class="receive">12:20:26 AM tunawarrior:
 <pre class="message">what if...</pre></div>
 <div class="receive">12:20:27 AM tunawarrior:
 <pre class="message">we beat myspace</pre></div>
 <div class="receive">12:20:30 AM tunawarrior:
 <pre class="message">by the end of march</pre></div>
 <div class="send">12:20:52 AM maryrosedunton:
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<pre class="message"><a href="http://www.apple.com/downloads/dashboard/"
title="http://www.apple.com/downloads/dashboard/">http://www.apple.com/downloads/dashboard/</pre></
div>